

**MISCELLANEOUS CASE COVER SHEET****PLAINTIFFS**

Walmart, Inc. et al.,

**DEFENDANTS**

Capital One, National Association

**Attorney's** (Firm Name, Address, and Telephone Number)

Matthew L. Schwartz, Boies Schiller Flexner LLP,  
 55 Hudson Yards, New York, NY 10001  
 (212) 446-2300

**Attorneys (If Known)****DESCRIPTION OF CASE**

Motion to file complaint under seal

Has this or a similar case been previously filed in SDNY ?

No? ☒ Yes? ☐ Judge Previously Assigned \_\_\_\_\_If yes, was this case: Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐

If yes, give date \_\_\_\_\_ &amp; Case No. \_\_\_\_\_

**NATURE OF CASE**

- |   |  |
|---|--|
| <input type="checkbox"/> M 08-85 Motion to Compel   | <input type="checkbox"/> M 26-2 Application to Enforce Administrative Order Rule 5A Rule of Division of Business among District Judges |
| <input type="checkbox"/> M 08-85 Motion to Quash  | <input type="checkbox"/> M 28 Warrant for Entry & Inspection of Premises   |
| <input type="checkbox"/> M 08-86 Internet Infringement  | <input type="checkbox"/> M 29 Privacy Act Application  |
| <input type="checkbox"/> M 08-88 Surety Companies   | <input type="checkbox"/> M 30 Privacy Act Application  |
| <input type="checkbox"/> M 08-425 Sureties Proceedings  | <input type="checkbox"/> M 31 Order of Commodity Exchange Commission Directing Person to Pay Money                                     |
| <input type="checkbox"/> M 11-03 SEC Litigation to Freeze Account   | <input type="checkbox"/> M 32 Petition for Writ to Produce Federal Prisoner in State Court   |
| <input type="checkbox"/> M 11-188 GJ Subpoenas - Unsealed   | <input type="checkbox"/> M 33 Inspection Warrant - Department of Energy  |
| <input type="checkbox"/> M 11-189 GJ Subpoenas - Sealed   | <input type="checkbox"/> M 34 Order of Another District Court that the State Court Produce   |
| <input type="checkbox"/> M 16-88 Sale of Unclaimed Seamen's' Effects  | <input type="checkbox"/> M 35 Order to Stay Transfer of Federal Prisoner   |
| <input type="checkbox"/> M 18-66 Forfeiture Proceedings - Funds Held in trust. 28 USC 1746                            | <input type="checkbox"/> M 36 National Labor Relations Board   |
| <input type="checkbox"/> M 18-302 Registration of a Judgment from Another District                                    | <input type="checkbox"/> M 37 Application to Re-Open Civil Case(s) that are more than 25 years old                                     |
| <input type="checkbox"/> M 18-304 Administrative Subpoena Proceedings   | <input type="checkbox"/> M 38 Application for Reassignment of Bankruptcy Proceeding  |
| <input type="checkbox"/> M 18-305 Registration of Student Loan Judgment   | <input type="checkbox"/> M 39 Application for Discovery and Inspection of Defendant Detained in Federal Prison                         |
| <input type="checkbox"/> M 18-981 Nonjudicial Civil Forfeiture Proceeding   | <input type="checkbox"/> M 41 Order of Return of 28:2254/2255 Petition   |
| <input type="checkbox"/> M 19-25 Order Authorizing IRS Officer to Enter Premises for Levy                             | <input type="checkbox"/> M 42 Order Denying Stay of Deportation  |
| <input type="checkbox"/> M 19-58 General Bonds in Admiralty Purs. to Local Admiralty Rule 8                           | <input type="checkbox"/> M 43 Contempt of Court in Bankruptcy  |
| <input type="checkbox"/> M 19-63 Receivers - Property in Other Districts  | <input type="checkbox"/> M 44 Claim Compensation under Longshoremen & Harbor Workers Compensation Act                                  |
| <input type="checkbox"/> M 19-78 Denial to Sue In Forma Pauperis  | <input type="checkbox"/> M 46 Order From Another District for Public Viewing   |
| <input type="checkbox"/> M 22-1 Designation by U.S. Attorney of Individual to accept service of summons and complaint | <input type="checkbox"/> M 47 Bankruptcy Cases - Before Appeal Filed   |
| <input type="checkbox"/> M 22-2 Designation of individual to issue certified copies in bankruptcy part                | <input type="checkbox"/> M 47B Transmission of Proposed Findings of Fact and Conclusions of Law  |
| <input type="checkbox"/> M 23 Petition to Perpetuate Testimony  | <input type="checkbox"/> M 48 Application for Appointment of Counsel - No Case In This Court   |
| <input type="checkbox"/> M 25-1 Order for Entry to Effect Levy - IRS Matter   | <input type="checkbox"/> M 49 Order Denying Commencement of Civil Action   |
| <input type="checkbox"/> M 25-2 Permission to have access to safe deposit boxes                                       |  |
| <input type="checkbox"/> M 26-1 Proceeding to Enforce Order of Administrator - National Credit Union                  |  |

**NATURE OF CASE CONTINUED**

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|--|---|
| <input type="checkbox"/> M 51 Order to Show Cause - Case Being Transferred from Northern District of New York          | <input type="checkbox"/> M 71 Application re: Federal Rules Cr. 11(e)(2)  |
| <input type="checkbox"/> M 52 Application for Leave to File a Complaint  | <input type="checkbox"/> M 72 Order of Attachment of Another District – EDNY  |
| <input type="checkbox"/> M 53 Order Barring Individual from Entering Courthouse Building                               | <input type="checkbox"/> M 73 Subpoena to Government Agency   |
| <input type="checkbox"/> M 54 Immigration Naturalization - Order Delaying Deportation                                  | <input type="checkbox"/> M 75 Application for Writ of Garnishment   |
| <input type="checkbox"/> M 55 Petition for Appointment of Impartial Umpire – Labor Management Relations Act and Others | <input type="checkbox"/> M 76 Central Violations Bureau   |
| <input type="checkbox"/> M 58 Application for Extension of Time to File Petition for Removal                           | <input type="checkbox"/> M 77 Application to have subpoena issued to person living in this district regarding action in foreign country or tribunal |
| <input type="checkbox"/> M 59 Application to Produce Federal Prisoner in State Court                                   | <input type="checkbox"/> M 90 Order of Attachment   |
| <input type="checkbox"/> M 67 Notice of Eviction to Squatters (USA Cases)  | <input type="checkbox"/> M 93 Letters Rogatory _____  |
|  | <input type="checkbox"/> M 94 Other _____   |
|  | <input checked="" type="checkbox"/> M 98 Application to file a civil case under seal.   |

DO YOU CLAIM THIS CASE IS RELATED TO A MISCELLANEOUS CASE NOW PENDING IN THE SDNY? IF SO, STATE:

JUDGE \_\_\_\_\_ MISCELLANEOUS CASE NUMBER \_\_\_\_\_

NOTE: Please submit at the time of filing an explanation of why cases are deemed related

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

702 SW 8th St. Bentonville, Arkansas Benton County 72712

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

160 Capital One Dr. McLean, Virginia Fairfax County 22102

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

CHECK ONE: AT LEAST ONE PARTY IS PRO SE No ☒ Yes ☐

CHECK ONE: THIS ACTION SHOULD BE ASSIGNED TO WHITE PLAINS ☐ MANHATTAN ☒

DATE SIGNATURE OF ATTORNEY OF RECORD

4/6/2023 /s/Matthew L. Schwartz

ADMITTED TO PRACTICE IN THIS DISTRICT

☐ U.S. GOVERNMENT ATTORNEY

☐ NO

☒ YES (DATE ADMITTED MO. 07 YR. 2004)

ATTORNEY BAR CODE # MS8159

RECEIPT #

Ruby J. Krajick, Clerk of Court, \_\_\_\_\_

Dated \_\_\_\_\_